



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

September 22, 1998

50-410

LICENSEE: Niagara Mohawk Power Corporation

FACILITY: Nine Mile Point Nuclear Station, Unit No. 2

SUBJECT: SUMMARY OF TELEPHONE CONVERSATION OF SEPTEMBER 8, 1998,
REGARDING METEOROLOGICAL MONITORING INSTRUMENTATION (TAC
NO. M98694)

On September 8, 1998, Ms. L. Brown and Mr. D. Hood of the NRC called Ms. D. Wolniak and Messrs. S. Leonard and K. Laman of Niagara Mohawk Power Corporation (NMPC) to discuss a draft request for additional information that the NRC staff is considering on Nine Mile Point Nuclear Station, Unit 2 (NMP2). The request for additional information regards NMPC's application for license amendment by letter dated April 30, 1997, that would relocate meteorological monitoring instrumentation requirements in the Technical Specifications (TSs) to the Updated Safety Analysis Report. On September 3, 1998, the draft questions (Enclosure 1) were faxed to Ms. Wolniak and a message was sent by electronic mail (Enclosure 2) to explain the purpose of the fax and pending phone call. The purpose of the fax and call was to determine NMPC's response date and determine if any of the draft questions need not be issued.

Ms. Wolniak addressed draft Question 1.1 by explaining that, when preparing the original issuance of the TSs for NMP2, NMPC followed the model TSs provided by NUREG-0123 Revision 3, "Standard Technical Specification for General Electric Boiling Water Reactors (BWR/5)," including TS 3.3.7.3 "Meteorological Monitoring Instrumentation." Ms. Wolniak stated that compliance with the standard TS model was the sole basis for including the special reporting requirement in NMP2 TS 3.3.7.3. No unique, plant-specific conditions exist at NMP2 regarding TS 3.3.7.3.

Ms. Wolniak addressed draft Question 1.6 by explaining that NMPC does not provide, and knows of no requirement to provide, any special reports to agencies other than the NRC, or to the public, regarding the operability of the NMP2 meteorological monitoring instrumentation. Ms. Wolniak stated that the NRC would be notified within 24 hours of any major loss of emergency assessment capability or offsite response capability pursuant to 10 CFR 50.72.

Because the above historical information and existing regulations are already known to the NRC, NMPC believes, and the NRC staff agrees, that draft Questions 1.1 and 1.6 need not be included in the NRC's request for additional information, once issued.

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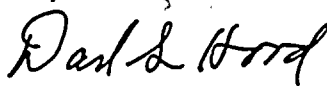
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Ms. Wolniak stated that, once issued by the NRC, NMPC will answer the remaining questions within 45 days of the date of receipt. Ms. L. Brown stated this response date is compatible with the NRC staff's review schedule.



Darl S. Hood, Senior Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-410

- Enclosures: 1. Draft Request for Additional
Information faxed September 3, 1998
2. Electronic mail dated September 3, 1998

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September 22, 1998

- 2 -

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ORIGINAL SIGNED BY:

Darl S. Hood, Senior Project Manager
Project Directorate I-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-410

- Enclosures: 1. Draft Request for Additional
Information faxed September 3, 1998
2. Electronic mail dated September 3, 1998

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Date: September 22, 1998

Telephone Conversation Summary Memoranda

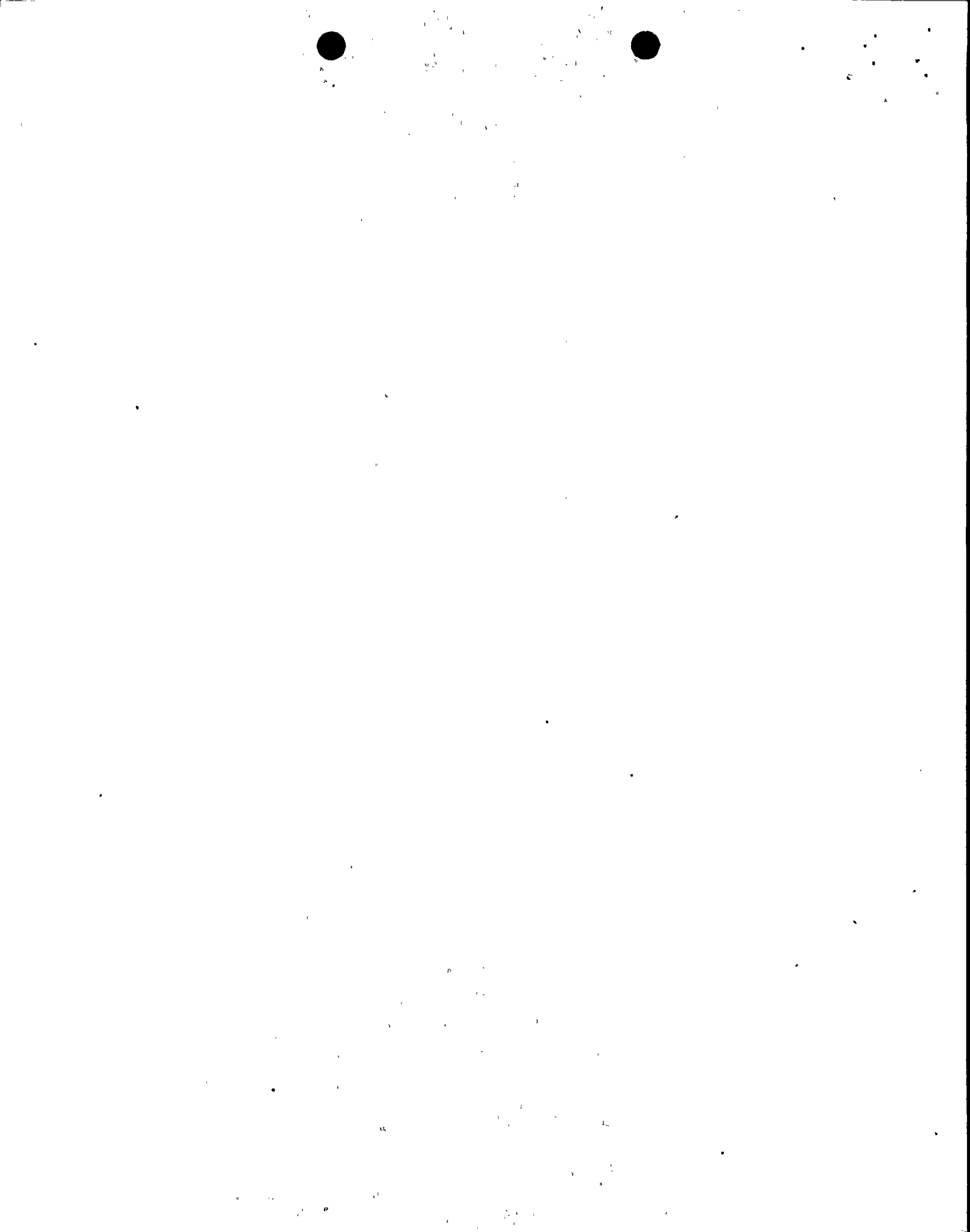
E-MAIL

S. Collins/F. Miraglia (SJC1/FJM)
B. Boger (BAB2)
J. Zwolinski (JAZ)
S. Bajwa (SSB1)
S. Little (SLL)
T. Martin (SLM3)
L. Brown (LAB2)
B. McCabe (BCM)
C. Hehl (CWH)
C. Miller (CLM1)
R. Emch (RLE)

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Niagara Mohawk Power Corporation

cc:

Mr. John H. Mueller
Chief Nuclear Officer
Niagara Mohawk Power Corporation
Nine Mile Point Nuclear Station
Operations Building, Second Floor
P.O. Box 63
Lycoming, NY 13093

Regional Administrator, Region I
U. S. Nuclear Regulatory Commission
475 Allendale Road
King of Prussia, PA 19406

Mr. Jim Rettberg
NY State Electric & Gas Corporation
Corporate Drive
Kirkwood Industrial Park
P.O. Box 5224
Binghamton, NY 13902-5224

Supervisor
Town of Scriba
Route 8, Box 382
Oswego, NY 13126

Mr. Richard Goldsmith
Syracuse University
College of Law
E.I. White Hall Campus
Syracuse, NY 12223

Mr. John V. Vinquist, MATS Inc.
P.O. Box 63
Lycoming, NY 13093

Nine Mile Point Nuclear Station
Unit 2

Resident Inspector
Nine Mile Point Nuclear Station
P.O. Box 126
Lycoming, NY 13093

Charles Donaldson, Esquire
Assistant Attorney General
New York Department of Law
120 Broadway
New York, NY 10271

Mr. Timothy S. Carey
Chair and Executive Director
State Consumer Protection Board
5 Empire State Plaza, Suite 2101
Albany, NY 12223

Mr. F. William Valentino, President
New York State Energy, Research,
and Development Authority
Corporate Plaza West
286 Washington Avenue Extension
Albany, NY 12203-6399

Mark J. Wetterhahn, Esquire
Winston & Strawn
1400 L Street, NW.
Washington, DC 20005-3502

Gary D. Wilson, Esquire
Niagara Mohawk Power Corporation
300 Erie Boulevard West
Syracuse, NY 13202





UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

FACSIMILE TRANSMISSION

DATE: 9-3-98

TO: Denise Wolniak

FAX NO: 315-349-1400

TEL NO: 315-349-4246

FROM: Dad & Howard

U.S. NUCLEAR REGULATORY COMMISSION
OFFICE OF NUCLEAR REACTOR REGULATION

FAX NO.: (301) 415-2102

TEL NO: 301-415-3049

PAGE 1 OF PAGES 3

REMARKS:

Draft Question on Meteorological Instrumentation
at NMPZ

— see Today's e-mail





UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

DRAFT

Mr. John H. Mueller
Chief Nuclear Officer
Niagara Mohawk Power Corporation
Nine Mile Point Nuclear Station
Operations Building, Second Floor
P.O. Box 63
Lycoming, NY 13093

SUBJECT: REQUEST FOR ADDITIONAL INFORMATION REGARDING PROPOSED CHANGES IN METEOROLOGICAL MONITORING INSTRUMENTATION REQUIREMENTS - NINE MILE POINT NUCLEAR STATION, UNIT NO. 2 (TAC NO. M98694)

Dear Mr. Mueller:

By letter dated April 30, 1997, Niagara Mohawk Power Corporation (NMPC) proposed a license amendment for Nine Mile Point Nuclear Station, Unit No. 2 that would relocate meteorological monitoring instrumentation requirements in the Technical Specifications (TSs) to the Updated Safety Analysis Report (USAR). The NRC staff is reviewing your submittal and finds that additional information is needed.

- 1.0 The proposed changes would eliminate (not relocate) the current requirement in TS 3.3.7.3 that a special report be submitted to the NRC pursuant to TS 6.9.2 when one or more meteorological monitoring instrumentation channels is inoperable for more than 7 days. You propose to eliminate this requirement on the basis that "Niagara Mohawk will continue to evaluate future meteorological instrumentation inoperability for reportability in accordance with the reporting requirements of 10 CFR 50.72 and 10 CFR 50.73."
- 1.1 State your understanding as to why TS 3.3.7.3 was included in the original issuance of the NMP2 TSs, notwithstanding the existence of 10 CFR 50.72 and 10 CFR 50.73 at that time.
- 1.2 Identify the specific provisions of 10 CFR 50.72 and 10 CFR 50.73 that would apply if one or more meteorological monitoring instrumentation channels should be inoperable for more than 7 days.
- 1.3 State your understanding as to how and when (or if) the NRC would be notified of this condition (one or more meteorological monitoring instrumentation channels inoperable for more than 7 days) if TS 3.3.7.3a is deleted as proposed.
- 1.4 State whether reporting pursuant to 10 CFR 50.72 and 10 CFR 50.73 would outline "the cause of the malfunction and the plans for restoring the instrumentation to OPERABLE status."
- 1.5 Justify any significant reporting differences between the existing TS requirement and the reporting pursuant to 10 CFR 50.72 and 10 CFR 50.73.



DRAFT

- 1.6 Discuss the considerations you have given as to the effect of the proposed change upon the interests of other agencies (e.g., State and local governments and the Federal Emergency Management Agency) involved with the Emergency Preparedness plan and the interests of the local public.
- 2.0 It is NRC staff policy to ensure that licensee commitments relied upon by the staff regarding the transfer of specific information from the TSs to a licensee-controlled document subject to 10 CFR 50.59 is reflected as a condition of the operating license if such transfer will not be accomplished before issuance of the associated license amendment. The NRC staff is concerned about the intervening time between issuance of the amendment and inclusion of the information in the 10 CFR 50.59-controlled document. This time should be minimized and the deleted information subject to appropriate interim controls.
- 2.1 State whether the transfer of the information to the USAR will be accomplished in advance of the periodic FSAR update pursuant to 10 CFR 50.71 and, if so, describe the procedures and process by which this is accomplished.
- 2.2 If transfer of the proposed information to the USAR will be accomplished after issuance of the license amendment, would a safety evaluation pursuant to 10 CFR 50.59 be performed in the event of a change in meteorological instrumentation involving degraded or inoperable conditions before the information is included in the USAR? If not, what change-control procedure/process would be followed regarding a change in the service condition of the meteorological monitoring instrumentation before the USAR is updated?
- 2.3 If transfer of the proposed information to the USAR will be accomplished after issuance of the license amendment, supplement your application to include a proposed license condition reflecting your commitment to transfer the information to the USAR by a specified date (or interval of time after issuance of the license amendment) and any interim controls that are to apply until the transfer is completed.

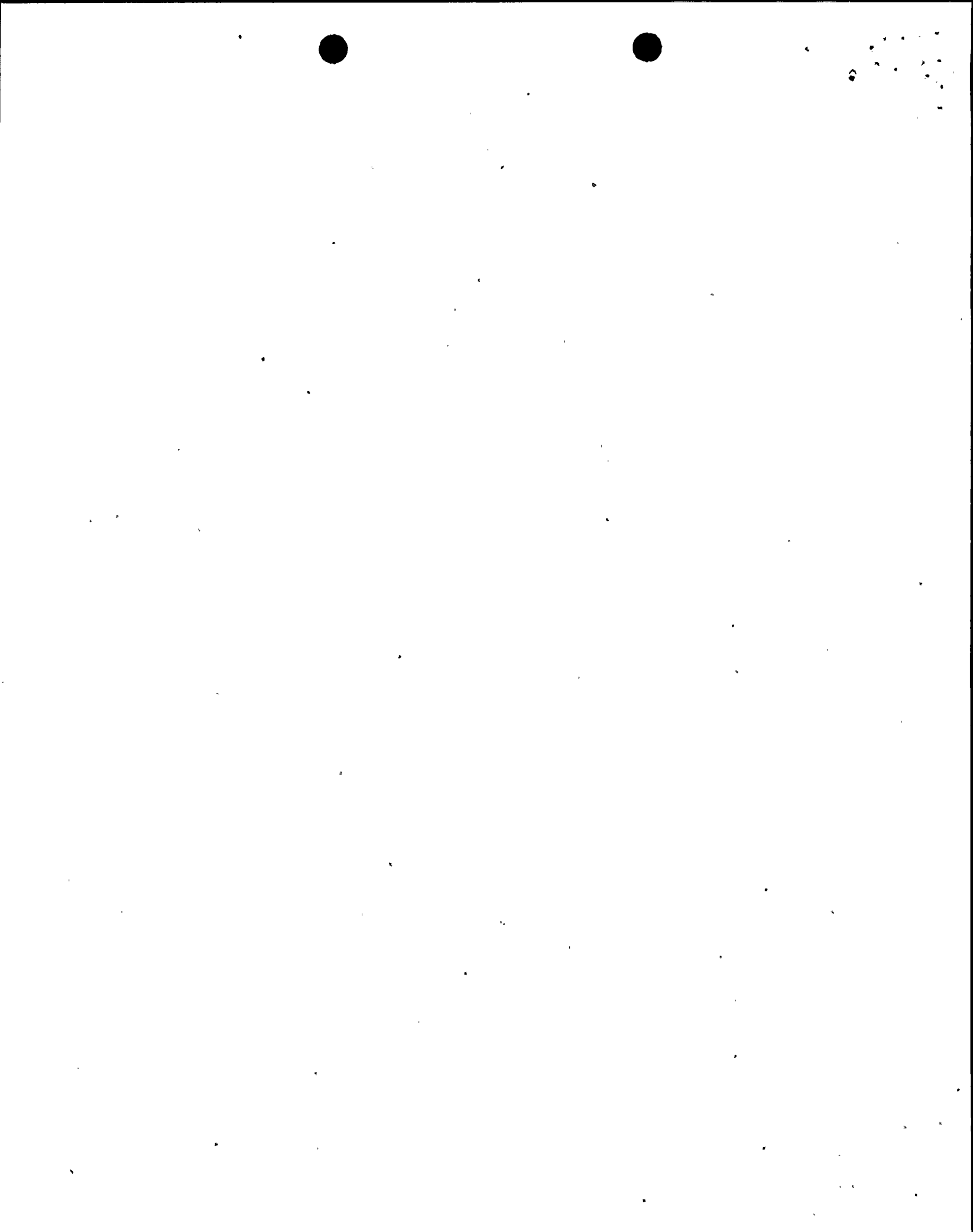
Your response to this letter is requested by _____, 1998. If you should have any questions regarding this letter or if you are unable to meet the _____ response date, please contact me by phone on (301) 415-3049 or by electronic mail at dsh@nrc.gov.

Sincerely,

Darl S. Hood, Senior Project Manager
Project Directorate 1-1
Division of Reactor Projects - I/II
Office of Nuclear Reactor Regulation

Docket No. 50-410

cc: See next page



From: Darl Hood
To: internet:nimo.com:wolniakd
Date: 9/3/98 8:32am
Subject: draft questions on meteorological instrumentation

Denise

As a result of Utility feedback at the recent Licensing Workshop, NRR is considering a new practice whereby draft requests for additional information would be discussed with a licensee before formal issuance. The discussion is to determine the licensee's committed response date which will be acknowledged in the NRC cover letter once issued. The discussion may also include any explanations as to why some of the questions need not be asked (e.g., the relevant information is already docketed, the question reflects a misunderstanding of licensee's statements, etc). Significant changes between the draft and final versions, including any draft questions that need not be answered based on the telephone discussion, will be acknowledged in the cover letter once issued. This practice is being considered on a trial basis only as significant questions concerning the rights of other interested parties, application of the Sunshine Act, and adequacy of the docketed record are still being considered at this time.

To this end, I am faxing to you today draft questions concerning your application dated April 30, 1997, for amendment on NMP2 concerning meteorological instrumentation. Please call me to arrange a telephone discussion after you receive it.

CC: internet:nimo.com:leonardm, JAZ, WNP4.BAB2, WND1.W...



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Mail Envelope Info: (35EE8C5C.2B0 : 17 : 11009)

Subject: draft questions on meteorological instrumentation
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From: Darl Hood

Created By: WND2.WNP3:DSH

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